

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

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WRIT PETITION NO : 18248 of 2005

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DATED: 22-08-2005

M/s. Green Homes Realtors Private Limited.,

rep.,by its Managing Director,

Mr.Hazrath B.Rao.

..... PETITIONER

AND

The Revenue Divisional Officer,

Chevella Revenue Division

Chevella, Ranga Reddy District & 6 others.

.....RESPONDENTS

ORDER:

This Writ Petition is filed under Article 226 of the Constitution of India seeking a Mandamus declaring the action of the 2nd respondent, in not considering the objections, dated 05-08-2005, filed by the petitioner to the notice in proceedings No.B/1641/02, as illegal and arbitrary.

2. It is the case of the petitioner that it is a Company engaged in development of land in and around Hyderabad City. Accordingly, it purchased Ac.50.00 gts of land in Survey Nos.7,8,9,10,11,14,15,16,66,67,68,69,71 to 83 and 88, situated in Jukal Village, Samshabad Mandal, Ranga Reddy District, under eight registered sale deeds from one Syed Bahuddin Ahmed @ Syed Bahuddin Ahmed Khan and has been in physical possession and enjoyment of the same. While so, the 2nd respondent issued a notice in his proceedings No.B/1641/02 to the vendor of the petitioner company calling for the objections on an application filed by respondents 3 to 7 to restore back the possession of the land comprised in Survey Nos.7 to 16 and 28, based on the tenancy certificate, dated 13.06.1975. The 2nd respondent neither issued a notice nor communicated any order to the petitioner company. The petitioner filed O.S.No.191 of 2005 on the file of the II Additional Chief Judge, Rangareddy District against the respondents 3 to 7 along with others for permanent injunction and the same is pending. While so, the 2nd respondent is trying to dispossess the petitioner from the land and deliver it to the respondents 3 to 7. Aggrieved thereby, the petitioner approached this Court by way of filing the present Writ Petition.

3. Heard both sides.

4. I have perused the entire material on record.

5. Considering the facts and circumstances, I deem it appropriate to dispose of the Writ Petition directing the 2nd respondent to consider the explanation submitted by the petitioner and pass appropriate orders, in accordance with law, after giving opportunity to the persons who are concerned with the suit schedule property, within a period of twelve weeks from the date of receipt of a copy of this order. Till such time, the respondents are directed not to dispossess the petitioner from the suit schedule property.

6. Accordingly, the Writ Petition is disposed of. No order as to costs.

(ELIPE DHARMA RAO,J)

22nd August, 2005.

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